

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 29, 2012
SAN FRANCISCO, CALIFORNIA**

S203561 A129436 First Appellate District, Div. 4 **GREEN (JULIE R. &
TIMOTHY P.), MARRIAGE
OF**

Petition for review granted

Werdegarr, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Chin, Corrigan, and Liu, JJ.

S201443 B231678 Second Appellate District, Div. 3 **PEOPLE v. GOLDSMITH
(CARMEN)**

Motion for leave to intervene denied

The ex parte motion to intervene, filed by Anthony Albert Karian on August 1, 2012, is denied without prejudice to filing an application to appear as amicus curiae pursuant to rule 8.520(f) of the California Rules of Court.

Werdegarr, J., was absent and did not participate.

S203747 H036598 Sixth Appellate District **PEOPLE v. MASON
(JEFFREY ALLEN)**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. McCullough*, S192513 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Werdegarr, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Chin, Corrigan, and Liu, JJ.

S203557 A129933 First Appellate District, Div. 3 **PEOPLE v. THOMAS (JAMIE)**
Petition for review granted; transferred to Court of Appeal, First Appellate District, Division Three

The petition for review is granted.

The matter is transferred to the Court of Appeal, First Appellate District, Division Three, with directions to address defendant's contention that the trial court's refusal to instruct on heat of passion voluntary manslaughter constituted federal constitutional error.

Werdegar, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Chin, and Liu, JJ.

S203568 C065399 Third Appellate District **PEOPLE v. SIACKASORN (JIMMY)**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to reconsider its decision in light of *Miller v. Alabama* (2012) 567 U.S. __ (132 S.Ct. 2455).

Werdegar, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Chin, Corrigan, and Liu, JJ.

S203572 B239438 Second Appellate District, Div. 5 **ESPINOZA (STEWART) v. WORKERS' COMPENSATION APPEALS BOARD & LOS ANGELES COUNTY JAIL**

Petition for review granted; transferred to Court of Appeal, Second Appellate District, Division Five, with directions to issue a writ of review

Petition for review is granted. The matter is transferred to the Court of Appeal, Second District, Division Five, with directions to vacate its order denying a writ of review and to issue a writ of review to be heard before that court when the proceeding is ordered on calendar.

Werdegar, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Chin, Corrigan, and Liu, JJ.

S203796 G047000 Fourth Appellate District, Div. 3 **CURRY (PAUL MARSHAL) v. S.C. (PEOPLE)**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Three, with directions to issue an order to show cause

The petition for review is granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its order denying prohibition/mandate and to issue an order directing respondent court to show cause why the relief sought in the petition for writ of prohibition/mandate should not be granted.

Werdegar, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Chin, and Liu, JJ.

S185651 H033788 Sixth Appellate District **CALIFORNIA TEACHERS ASSOCIATION v. GOVERNING BOARD OF THE SALINAS CITY ELEMENTARY SCHOOL DISTRICT**

Transferred to Court of Appeal, Sixth Appellate District, after hold

The above-entitled matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its decision and to reconsider the cause in light of *United Teachers of Los Angeles v. Los Angeles Unified School District* (2012) 54 Cal.4th 504. (Cal. Rules of Court, rule 8.528(d).)

Werdegar, J., was absent and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Chin, and Corrigan, JJ.

S202393 **SHEROW, SR., (TIMOTHY WAYNE) ON H.C.**

Petition stricken (case closed)

Due to clerical error, the petition for writ of habeas corpus filed May 9, 2012, in the above-entitled matter is hereby stricken and refiled under S200443, *In re Timothy Wayne Sherow, Sr., on Habeas Corpus*.

S203153 G045170 Fourth Appellate District, Div. 3 **IN RE JOSHUA R.**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203263 F062306 Fifth Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. MANFREDI
(ERIC)**

S203352 B234353 Second Appellate District, Div. 8

Petitions for review & depublication request(s) denied

Werdegar, J., was absent and did not participate.

**MALIBU, CITY OF v.
CALIFORNIA COASTAL
COMMISSION/(SANTA
MONICA MOUNTAINS
CONSERVANCY)**

S203490 B226853 Second Appellate District, Div. 2

Petitions for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. ANYADIKE
(CHARLES)**

S203497 E052601 Fourth Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. McCULLOUGH
(ANTHONY L.)**

S203523 B228244 Second Appellate District, Div. 2

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

Werdegar, J., was absent and did not participate.

**PEOPLE v. GABRIEL
(SOLOMON ABYABWI)**

S203524 D058712 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. EDLEY (KELLEY
EDWARD)**

S203527 A130570 First Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. McDANIEL, SR.,
(PATRICK DEWIN)**

S203529 A133603 First Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**McDANIEL, SR., (PATRICK
DEWIN) ON H.C.**

S203548 A135548/A135610 First Appellate District, Div. 5

Petition for review denied

Werdegar, J., was absent and did not participate.

**HEALTH NET OF
CALIFORNIA, INC. v. S.C.
(PEOPLE)**

S203578 B226771 Second Appellate District, Div. 4

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. JONES
(LAWRENCE)**

S203585 C066008/C066009/C066219/C066447
Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**SANTANA (JESSE ISAIAS) v.
S.C. (PEOPLE)**

S203609 B234888 Second Appellate District, Div. 8

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. HERNANDEZ
(FIDENCIO)**

S203610 B227935 Second Appellate District, Div. 4

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. AGUILAR
(DANIEL)**

S203628 E053736 Fourth Appellate District, Div. 2

Petition for review & publication request(s) denied
Werdegarr, J., was absent and did not participate.

**PALM SPRINGS, CITY OF v.
HOLISTIC COLLECTIVE**

S203632 B221531 Second Appellate District, Div. 3

Petition for review denied
Kennard, J., is of the opinion the petition should be granted.
Werdegarr, J., was absent and did not participate.

**CHAKALIS (KATERINA) v.
ELEVATOR SOLUTIONS,
INC.**

S203638 B231469 Second Appellate District, Div. 3

Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. FOULK, JR.,
(CLAUDE EDWARD)**

S203652 C067989 Third Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. McCullough*, S192513.
Werdegarr, J., was absent and did not participate.

**PEOPLE v. COMBS (JOHN
DAVID)**

S203654 F061371 Fifth Appellate District

Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. TABIOS
(GEORGE)**

S203702 C067460 Third Appellate District

Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. BRANNIGAN
(JASON RAYMOND)**

S203703 D058018/D061349 Fourth Appellate District, Div. 1

Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. TURNER (JAMES
WILLIAM)**

S203712 B231744 Second Appellate District, Div. 7

**PEOPLE v. NAZARIO
(KENNETH)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203731 D058346 Fourth Appellate District, Div. 1

**PEOPLE v. SELLERS, JR.,
(KEVIN KEITH)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203734 A132673 First Appellate District, Div. 2

**NEVILLE (CATHY) v.
COUNTY OF SONOMA**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203743 B229632 Second Appellate District, Div. 7

**PEOPLE v. JOHNSON
(WALTER)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203745 C064081 Third Appellate District

**PEOPLE v. STRONG (MARK
DOUGLAS)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203766

**POWELL (MARCUS A.) v.
COURT OF APPEAL, THIRD
APPELLATE DISTRICT
(PEOPLE)**

Petition for writ of mandate/prohibition denied

Werdegarr, J., was absent and did not participate.

S203773 G044792 Fourth Appellate District, Div. 3

**PEOPLE v. KOPPI
(CHRISTOPHER JAMES)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203778 E052749 Fourth Appellate District, Div. 2

**PEOPLE v. REYES
(BEREMUNDO REYES)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203781 B224539 Second Appellate District, Div. 1

**PEOPLE v. GOMEZ (OSCAR
DAVID)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203783 C069814 Third Appellate District

**PEOPLE v. WHITE (BRUCE
WAYNE)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203786 B223207 Second Appellate District, Div. 2

**PEOPLE v. COLEMAN
(RANDELL)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203787 B233984 Second Appellate District, Div. 4

**PEOPLE v. BATEMAN (LEE
M.)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203801 B232578 Second Appellate District, Div. 8

**PEOPLE v. VELASQUEZ
(RUBEN)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203809 B232850 Second Appellate District, Div. 6

**PEOPLE v. FREEMAN
(CHARLES EDWIN)**

Petition for review denied

Werdegarr, J., was absent and did not participate.

S203827 G047056 Fourth Appellate District, Div. 3

**JOHNSON (AKEEM JELANI)
v. S.C. (PEOPLE)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203846 B227575 Second Appellate District, Div. 2

**WAYNE (ROBERT) v.
BYRENS (BAMBI)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203851 F061030 Fifth Appellate District

**PEOPLE v. SANTANA (JOSE
LUIS)**

Petition for review denied

The request for judicial notice is denied.

Werdegar, J., was absent and did not participate.

S203862 G045566/G046182 Fourth Appellate District, Div. 3 **PEOPLE v. SPENCER
(KELLY SEAN)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203866 B236734 Second Appellate District, Div. 3

**BOOLOON, INC. v. GOOGLE,
INC.**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203871 C060707 Third Appellate District

**CAL SIERRA
CONSTRUCTION, INC. v.
COMERICA BANK**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203880 D059376 Fourth Appellate District, Div. 1

**PEOPLE v. JUAREZ (JOSE
LUIS)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S203895 B227712/B230271 Second Appellate District, Div. 4 **COLE (CHRISTOPHER A.) v. PATRICIA A. MEYER & ASSOCIATES, APC**

Petitions for review denied
Werdegar, J., was absent and did not participate.

S203897 D059333 Fourth Appellate District, Div. 1 **BOWERS (RYAN N.) v. RAYMOND J. LUCIA COMPANIES, INC.**

Petition for review denied
Werdegar, J., was absent and did not participate.

S203946 D059610 Fourth Appellate District, Div. 1 **PEOPLE v. SANTIAGO (PABLO)**

Petition for review denied
Werdegar, J., was absent and did not participate.

S203950 B231519 Second Appellate District, Div. 1 **PEOPLE v. WILLIS (TREVON)**

Petition for review denied
Werdegar, J., was absent and did not participate.

S203995 C068481 Third Appellate District **PEOPLE v. BRYANT (TOM CURTIS)**

Petition for review denied
Werdegar, J., was absent and did not participate.

S204002 C064977 Third Appellate District **PEOPLE v. PORTER (KEVIN)**

Petition for review denied
Werdegar, J., was absent and did not participate.

S204016 C067861 Third Appellate District **CULLEN (JOE) v. CORWIN (PAUL)**

Petition for review denied
Werdegar, J., was absent and did not participate.

S204030 F063068 Fifth Appellate District
Petition for review denied
Werdegar, J., was absent and did not participate.

PEOPLE v. VALDEZ (RUBEN)

S204065 F062556 Fifth Appellate District
Petition for review denied
Werdegar, J., was absent and did not participate.

PEOPLE v. ZAYAS (RODNEY LANCE)

S204090 C071482 Third Appellate District
Petition for review denied
Werdegar, J., was absent and did not participate.

STOTLER (JASON) ON H.C.

S204113 E056487 Fourth Appellate District, Div. 2
Petition for review denied
Werdegar, J., was absent and did not participate.

SMITH (DELBERT J.) ON H.C.

S204118 B242010 Second Appellate District, Div. 1
Petition for review denied
Werdegar, J., was absent and did not participate.

MARROQUIN (CESAR F.) ON H.C.

S204180 C064758 Third Appellate District
Petition for review denied
Werdegar, J., was absent and did not participate.

JONES (CARMEN JEANETTE), ESTATE OF

S204191 G044799 Fourth Appellate District, Div. 3
Petition for review & application for stay denied
Werdegar, J., was absent and did not participate.

THAT (DINH TON) v. ALDERS MAINTENANCE ASSOCIATION

S204192 B236451 Second Appellate District, Div. 7

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. BANGS
(NATHANIEL)**

S204198 B227226 Second Appellate District, Div. 5

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. SARGSYAN
(DAVID)**

S204223 D059762 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. NELSON
(JEFFREY)**

S204226 B231775 Second Appellate District, Div. 8

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. QUINONES
(FRANK)**

S204232 A130569 First Appellate District, Div. 5

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. NORTON
(QUINCY DEAN)**

S204236 C065163 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. SMITH, JR.,
(KENNETH LYNN)**

S204241 E053955 Fourth Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. DUNCANTELL
(KENNETH LEE)**

S204242 A131029 First Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. CASSIDY III
(ERNEST PAUL)**

S204243 B231089 Second Appellate District, Div. 3

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. TOROSYAN
(ARMEN)**

S204244 C071515 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**WELCH-BROWN (GAYE) v.
S.C. (WRIGHT)**

S204249 F062003 Fifth Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

IN RE ROGER F.

S204251 D059464 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. RIVERA
(GAMALIER REYES)**

S204260 E053176 Fourth Appellate District, Div. 2

Petition for review denied

The request for judicial notice is granted.

Werdegar, J., was absent and did not participate.

PEOPLE v. SULIT (FLORAN)

S204261 C071561 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**MARTINEZ (WILLIAM
PAUL) ON H.C.**

S204265 F063829 Fifth Appellate District
Petition for review denied
Werdegarr, J., was absent and did not participate.

IN RE AALIYAH A.

S204269 E052695 Fourth Appellate District, Div. 2
Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. DENNIS (STEVEN
LESLIE)**

S204271 C065945 Third Appellate District
Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. DAVIS
(DEANDRE)**

S204276 E052595 Fourth Appellate District, Div. 2
Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. PETRIC
(MICHAEL ANTHONY)**

S204280 C069167 Third Appellate District
Petition for review denied
Werdegarr, J., was absent and did not participate.

PEOPLE v. WADE (TOBY)

S204282 A135657 First Appellate District, Div. 5
Petition for review denied
Werdegarr, J., was absent and did not participate.

SHANNON (BRIAN) ON H.C.

S204283 C065733 Third Appellate District
Petition for review denied
Werdegarr, J., was absent and did not participate.

**PEOPLE v. BOND, JR.,
(LESLIE ALLEN)**

S204285 B229543 Second Appellate District, Div. 7

**PEOPLE v. HERNANDEZ
(JIMMY)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S204287 E052148 Fourth Appellate District, Div. 2

**PEOPLE v. JUSTICE
(MALLORY LYNN)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S204294

**PICCOLO (JONATHAN) v.
COURT OF APPEAL,
SECOND APPELLATE
DISTRICT, DIVISION ONE
(PEOPLE)**

Petition for writ of mandate/prohibition denied

Werdegar, J., was absent and did not participate.

S204298 E056600 Fourth Appellate District, Div. 2

**SANTOS (MATTA JUAN) ON
H.C.**

Petition for review denied

Werdegar, J., was absent and did not participate.

S204306 D061724 Fourth Appellate District, Div. 1

**SAN DIEGO MUNICIPAL
EMPLOYEES ASSOCIATION
v. S.C. (CITY OF SAN DIEGO)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S204308 B230949 Second Appellate District, Div. 3

**PEOPLE v. WELCOME
(ERON LEWIS)**

Petition for review denied

Werdegar, J., was absent and did not participate.

S204311 G044609 Fourth Appellate District, Div. 3

PEOPLE v. QUAN (QUANG VAN)

Petition for review denied

Werdegar, J., was absent and did not participate.

S204312 E055037 Fourth Appellate District, Div. 2

PETRIC (MICHAEL ANTHONY) ON H.C.

Petition for review denied

Werdegar, J., was absent and did not participate.

S204319 C066151 Third Appellate District

PEOPLE v. SHARES (MICHAEL ANDREAS)

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. McCullough*, S192513.

Werdegar, J., was absent and did not participate.

S204323 B236607 Second Appellate District, Div. 6

PEOPLE v. MIRANDA (LUIS ENRIQUE)

Petition for review denied

Werdegar, J., was absent and did not participate.

S204328 D060127 Fourth Appellate District, Div. 1

PEOPLE v. SALAZAR (RAYNALDO)

Petition for review denied

Werdegar, J., was absent and did not participate.

S204333 B230267 Second Appellate District, Div. 6

PEOPLE v. ANDERSON (TROY DONAHUE WINSTON)

Petition for review denied

Werdegar, J., was absent and did not participate.

S204560 B234943 Second Appellate District, Div. 3

**AFLLEJE (DAVID S.N.) v.
HOMESALES, INC.**

Petition for review & application for stay denied
Kennard, J., was recused and did not participate.
Werdegarr, J., was absent and did not participate.

S204855 G047203 Fourth Appellate District, Div. 3

NESBITT (IRA) ON H.C.

Petition for review & application for stay denied
Werdegarr, J., was absent and did not participate.

S192014

**WILKERSON (CURTIS) ON
H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S194417

**HARDY (KRISTIN LEE) ON
H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S199774

**SPENCE (DON CRAIG
BUCHANAN) ON H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S200666

**GALLOWAY (EDDIE LEE)
ON H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S201730

JESTER (DANIEL) ON H.C.

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S202243**GREEN (LONZELL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

Werdegar, J., was absent and did not participate.

S202245**WASHINGTON (DARNELL)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

Werdegar, J., was absent and did not participate.

S202246**McCANTS (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

Werdegar, J., was absent and did not participate.

S202450**BRAMMER (JAMES) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S202508**COLES (RAY ALLEN) ON
H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S202591**AGUIRRE (SERGIO) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S202649**AGUILAR (ULICES) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S202660**JONES, JR., (HELDON J.) ON
H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S202668**SHORTER (ANTHONY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750, 767-769.)
Werdegarr, J., was absent and did not participate.

S202672**HINOJOSA (JOSE CRUZ) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750, 767-769.)
Werdegarr, J., was absent and did not participate.

S202677**CARDENAS (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S202788**ANDERSON (ARTHUR) ON
H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S203006**GARCIA (ANDRES
LANDEROS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
Werdegarr, J., was absent and did not participate.

S203033**ORTIZ, JR., (EDDIE) ON H.C.**

Petition for writ of habeas corpus denied
Werdegarr, J., was absent and did not participate.

S203049**ESCALANTE (ANGEL) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

Werdegarr, J., was absent and did not participate.

S203051**CUBIAS (AMADEO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

Werdegarr, J., was absent and did not participate.

S203074**TRUONG (TAI) ON H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

S203091**BADDIE, JR., (DEREK) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

Werdegarr, J., was absent and did not participate.

S203092**THORESON (STEVEN ALAN)
ON H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

S203094**COLBERT (GEORGE K.) ON
H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

S203095**SWANIGAN (FRED) ON H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

S203096**CARRASCO (MIGUEL) ON H.C.**

Petition for writ of habeas corpus denied
Werdegar, J., was absent and did not participate.

S203098**GONZALES (CRISPIN) ON H.C.**

Petition for writ of habeas corpus denied
Werdegar, J., was absent and did not participate.

S203111**CASTILLO (RUDY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)
Werdegar, J., was absent and did not participate.

S203142**CRAFT (DEREK) ON H.C.**

Petition for writ of habeas corpus denied
Werdegar, J., was absent and did not participate.

S203147**LOBO (CARLOS ULISIS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063.)
Werdegar, J., was absent and did not participate.

S203150**HUEITT (RICHARD) ON H.C.**

Petition for writ of habeas corpus denied
Werdegar, J., was absent and did not participate.

S203175**JULIUS (STEPHEN PATTON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)
Werdegar, J., was absent and did not participate.

S203176**HIGGINS (JOSHUA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474;
In re Swain (1949) 34 Cal.2d 300, 304.)
Werdegar, J., was absent and did not participate.

S203178**DEAN (ALTON EUGENE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926; *In re Swain* (1949) 34 Cal.2d 300, 304.)

Werdegar, J., was absent and did not participate.

S203180**STEWART (CARL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

Werdegar, J., was absent and did not participate.

S203181**McGEE (ANTHONY ALAN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)

Werdegar, J., was absent and did not participate.

S203222**BRAMMER (JAMES) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756, 759.)

Werdegar, J., was absent and did not participate.

S203227**BRAMMER (JAMES) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S203674**MONTOYA (DANIEL) ON
H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S204027**ROBERTS (ERIC PATRICK)
ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S204186**KENNEDY (TERRALL
SYLVESTER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

Werdegar, J., was absent and did not participate.

S204418**MONACO, JR., (MATTHEW
JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

S204106

B232316 Second Appellate District, Div. 2

**BARKER (FERN) v.
HENNESSY INDUSTRIES,
INC.**

Depublication ordered (case closed)

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above entitled appeal filed May 22, 2012, which appears at 206 Cal.App.4th 140. (Cal. Const., art. VI, section 14; rule 8.1125(c)(1), Cal. Rules of Court.)

Werdegar, J., was absent and did not participate.

S203369

F063370 Fifth Appellate District

**BARNES (LYLE L.) v.
BAKERSFIELD DODGE, INC.**

Publication request denied (case closed)

Werdegar, J., was absent and did not participate.

S203691

C061227 Third Appellate District

**DIAGEO-GUINNESS USA,
INC. v. STATE BOARD OF
EQUALIZATION**

Depublication request denied (case closed)

The request for an order directing depublication of the opinion in the above-entitled appeal is denied. The court declines to review the matter on its own motion. The matter is now final.

Werdegar, J., was absent and did not participate.

S203854

B234961 Second Appellate District, Div. 8

IN RE LUKE E.

Publication request denied (case closed)

Werdegar, J., was absent and did not participate.

S203438 F061140 Fifth Appellate District **PEOPLE v. PACK (STEVEN ANTHONY)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 9, 2012.

S203464 B221303 Second Appellate District, Div. 7 **PEOPLE v. LARRIMORE (LARON LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 5, 2012.

S203555 B230631 Second Appellate District, Div. 3 **SHIFREN (KEN) v. SPIRO (RANDY M.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 3, 2012.

S203744 B231338 Second Appellate District, Div. 8 **PEOPLE v. VARGAS (DARLENE A.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 4, 2012.

S203749 B231901 Second Appellate District, Div. 1 **PEOPLE v. HAYS (BLAIR ODEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 10, 2012.

S203776 E052901 Fourth Appellate District, Div. 2 **PEOPLE v. LOPEZ (PEDRO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 11, 2012.

S203777 B230371 Second Appellate District, Div. 4 **PEOPLE v. WHITE (LOUIS)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 5, 2012.

S203782 F061010 Fifth Appellate District

**PEOPLE v. JOHNSON
(PRECIOUS)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 3, 2012.

S203785 G044721/G046409 Fourth Appellate District, Div. 3 **PEOPLE v. WAGNER
(BRADLEY STEWART)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 3, 2012.

S203820 G044915 Fourth Appellate District, Div. 3 **REZEK (EDWARD) v. S.C.
(PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 4, 2012.

S203821 B232123 Second Appellate District, Div. 4 **PEOPLE v. FERNANDEZ
(DAVID LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 5, 2012.

S203829 A131741 First Appellate District, Div. 5 **PEOPLE v. LAZLO (CERINA
VENICE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 5, 2012.

S203856 B228996 Second Appellate District, Div. 3 **PEOPLE v. OLIVER
(DAMEON DONTRELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 3, 2012.

S203884 A134928/A135090 First Appellate District, Div. 5 **BURGOS (MARIA) v. S.C.
(PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 5, 2012.

S203885 A133706 First Appellate District, Div. 2 **PEOPLE v. LUCERO
(RONALD JAMES)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 5, 2012.

S203925 C071265 Third Appellate District **CASTRO-GUTIERREZ
(HERIBERTO) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to October 9, 2012.

S203962 F061144 Fifth Appellate District **PEOPLE v. ESPARZA
(IDELFONSO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 10, 2012.

S203969 E052598 Fourth Appellate District, Div. 2 **PEOPLE v. CEDILLO (ANA
ALICIA)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 10, 2012.

S203986 A130654 First Appellate District, Div. 1 **PEOPLE v. MEHSERLE
(JOHANNES)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 11, 2012.

S203987 H037340 Sixth Appellate District **GOMEZ (PEDRO JESUS) v.
S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 11, 2012.

S203988 H037084 Sixth Appellate District **PEOPLE v. GONZALES
(GEORGE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 11, 2012.

S204008

D060317 Fourth Appellate District, Div. 1

**PEOPLE v. SMITH (VINCE
BRYAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 11, 2012.

S057242**PEOPLE v. SPENCER
(CHRISTOPHER ALAN)**

Extension of time granted

Good cause appearing, and based upon counsel Emry J. Allen's representation that he anticipates filing the reply brief by January 1, 2013, counsel's request for an extension of time in which to file that brief is granted to October 29, 2012. After that date, only one further extension totaling about 60 additional days is contemplated.

S078895**PEOPLE v. SIVONGXXAY
(VAENE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Lewis A. Martinez's representation that he anticipates filing the respondent's brief by March 5, 2013, counsel's request for an extension of time in which to file that brief is granted to November 5, 2012. After that date, only two further extensions totaling about 120 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S095223**PEOPLE v. BLOOM
(ROBERT MAURICE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Michael R. Johnsen's representation that he anticipates filing the respondent's brief by November 2, 2012, counsel's request for an extension of time in which to file that brief is granted to November 2, 2012. After that date, no further extension is contemplated.

S105857**PEOPLE v. JOHNSON
(LUMORD)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Michael J. Hersek's representation that he anticipates filing the appellant's reply brief by October 1, 2012, counsel's request for an extension of time in which to file that brief is granted to October 1, 2012. After that date, no further extension is contemplated.

S113421**PEOPLE v. HARDY
(WARREN JUSTIN)**

Extension of time granted

Good cause appearing, and based upon counsel Susan K. Shaler's representation that she anticipates filing the appellant's opening brief by June 2013, counsel's request for an extension of time in which to file that brief is granted to October 29, 2012. After that date, only four further extensions totaling about 240 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S113962**PEOPLE v. PARKER
(CALVIN LAMONT)**

Extension of time granted

Appellant's request for relief from default is granted.

Good cause appearing, and based upon counsel Kathryn K. Andrews's representation that she anticipates filing the appellant's opening brief by March 2013, counsel's request for an extension of time in which to file that brief is granted to October 22, 2012. After that date, only three further extensions totaling about 150 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S127621**PEOPLE v. ERSKINE (SCOTT
THOMAS)**

Extension of time granted

Good cause appearing, and based upon counsel Kimberly J. Grove's representation that she anticipates filing the appellant's opening brief by January 30, 2013, counsel's request for an extension of time in which to file that brief is granted to October 26, 2012. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S132256**PEOPLE v. HELZER (GLEN
TAYLOR)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 26, 2012.

S137307**PEOPLE v. MORALES
(JOHNNY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to November 5, 2012.

S140795**PEOPLE v. ESPINOZA
(JOHNNY)**

Extension of time granted

Good cause appearing, and based upon counsel Ralph H. Goldsen's representation that he anticipates filing the appellant's opening brief by October 28, 2012, counsel's request for an extension of time in which to file that brief is granted to October 29, 2012. After that date, no further extension is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S141080**PEOPLE v. CAMACHO
(ADRIAN GEORGE)**

Extension of time granted

The request of appellant for relief from default is granted.

Good cause appearing, and based upon counsel Barry Morris's representation that he anticipates filing the appellant's opening brief by January 2013, counsel's request for an extension of time in which to file that brief is granted to October 15, 2012. After that date, only two further extensions totaling about 90 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Michael Thornton and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 30, 2012.

S152556**PEOPLE v. OROZCO (JOSE
LUIS)**

Extension of time granted

Good cause appearing, and based upon counsel Tara K. Hoveland's representation that she anticipates filing the appellant's opening brief by April 2013, counsel's request for an extension of time in which to file that brief is granted to October 26, 2012. After that date, only three further extensions totaling about 180 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S155510**PRINCE, JR., (CLEOPHUS)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Quisteen S. Shum's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by October 15, 2012, counsel's request for an extension of time in which to file that document is granted to October 15, 2012. After that date, no further extension is contemplated.

S159120**PEOPLE v. DEMOLLE
(ALEX)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 26, 2012.

S162197**PEOPLE v. VICTORIANNE
(JAVIER WILLIAM)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to November 6, 2012.

S167108**WATSON (PAUL GREGORY)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Geraldine S. Russell's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by September 15, 2013, counsel's request for an extension of time in which to file that document is granted to November 13, 2012. After that date, only five further extensions totaling about 300 additional days are contemplated.

S180828**CURL (ROBERT ZANE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Jennifer M. Poe's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by October 29, 2012, counsel's request for an extension of time in which to file that document is granted to October 29, 2012. After that date, no further extension is contemplated.

S197824**ROMERO (ORLANDO GENE)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Michael S. Magnuson's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by October 30, 2012, counsel's request for an extension of time in which to file that document is granted to October 30, 2012. After that date, no further extension is contemplated.

S198434

B229615 Second Appellate District, Div. 4

**PEOPLE v. DAVIS
(ZACHARY EDWARD)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief is extended to September 28, 2012.

S199807**COTAYA (STEVEN) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to October 4, 2012.

S200612

F061562 Fifth Appellate District

PEOPLE v. NUCKLES (JANE)

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to September 28, 2012. No further extensions are contemplated.

S203026

B231005 Second Appellate District, Div. 4

**RALPH'S GROCERY
COMPANY v. MISSIONARY
CHURCH OF THE
DISCIPLES OF JESUS
CHRIST**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to November 1, 2012.

S202724

C063913 Third Appellate District

PEOPLE v. CHIU (BOBBY)

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Scott Concklin is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S050082**PEOPLE v. GEIER
(CHRISTOPHER ADAM)**

Order filed

Petitioner's "Application for Release of Files, Records and Confidential Materials," filed on July 16, 2012, is granted in part as follows.

Petitioner's counsel, Lauren Collins and Jennifer Turner of the Office of the Federal Public Defender for the Central District of California and Lynne Coffin, are granted access to the records in this court relating to *People v. Christopher Geier* (S050082), *In re Christopher Geier* (S147393), *In re Christopher Geier* (S193602), and *In re Christopher Geier* (S198025). Counsel are also granted access to all sealed or confidential materials in these four cases, except for the sealed Clerk's Transcript on Appeal in *People v. Christopher Geier* (S050082) captioned "Confidential - A." (Cal. Rules of Court, rule 8.328(c)(6).)

Counsel must supply the personnel and equipment necessary to undertake the review and copying of these records, which must occur on the court's premises. All records under seal remain under seal.

Petitioner requests access to the trial court exhibits. Trial court exhibits are not lodged at this court, but in the superior court, and access therefore should be sought in the superior court.

Werdegar, J., was absent and did not participate.

S130342**HALVORSEN (ARTHUR
HANS) ON H.C.**

Order filed

The application for leave to file supplemental allegations and exhibits in support of Claims Two, Three, Four, Six, and Seven of the pending petition for writ of habeas corpus, filed on January 19, 2011, is granted. Any informal response to the supplemental allegations is to be served and filed by September 28, 2012, and any reply thereto must be served and filed within 30 days thereafter. No extension of time to file the informal response or reply is contemplated.

Werdegar, J., was absent and did not participate.

S187243

B216515 Second Appellate District, Div. 4

**PACIFIC PALISADES BOWL
MOBILE ESTATES LLC v.
CITY OF LOS ANGELES**

Order filed

The application of amicus curiae City of Carson for permission to file a supplemental brief is hereby granted.

S204397 G044970/G044980 Fourth Appellate District, Div. 3 **NETJETS AVIATION, INC. v.
GUILLORY (WEBSTER J.)**

Order filed

The order filed on August 27, 2012, granting the extension of time to file the replies to the answer to petition for review, is hereby amended as to the caption title only.

S203627**ACCUSATION OF GARRETT**

Petition denied (accusation)

Werdegar, J., was absent and did not participate.

S204222**ACCUSATION OF
WILLIAMS**

Petition denied (accusation)

Werdegar, J., was absent and did not participate.

S201284**SCOVIS ON DISCIPLINE**

Recommended discipline imposed

The court orders that KIM DENNISE SCOVIS, State Bar Number 182059, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and she is placed on probation for three years subject to the following conditions:

1. KIM DENNISE SCOVIS is suspended from the practice of law for the first 60 days of probation;
2. KIM DENNISE SCOVIS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 15, 2012; and
3. At the expiration of the period of probation, if KIM DENNISE SCOVIS has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

KIM DENNISE SCOVIS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each of the years 2013 and 2014. If KIM DENNISE SCOVIS fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201290**NITSCHKE ON DISCIPLINE**

Recommended discipline imposed

The court orders that PETER DAVID NITSCHKE, State Bar Number 174123, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. PETER DAVID NITSCHKE is suspended from the practice of law for the first 30 days of probation;
2. PETER DAVID NITSCHKE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 3, 2012; and
3. At the expiration of the period of probation, if PETER DAVID NITSCHKE has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

PETER DAVID NITSCHKE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section

6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If PETER DAVID NITSCHKE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S201804**PARK ON DISCIPLINE**

Recommended discipline imposed

The court orders that PETER SUK PARK, State Bar Number 152619, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. PETER SUK PARK must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 2, 2012; and
2. At the expiration of the period of probation, if PETER SUK PARK has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

PETER SUK PARK must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201897**EZEIFE ON DISCIPLINE**

Recommended discipline imposed

The court orders that NWABUEZE CHUKWUEDOZ EZEIFE, State Bar Number 165472, is suspended from the practice of law in California for four years, execution of that period of suspension is stayed, and he is placed on probation for four years subject to the following conditions:

1. NWABUEZE CHUKWUEDOZ EZEIFE is suspended from the practice of law for a minimum of the first three years of probation, and he will remain suspended until the following requirements are satisfied:
 - i. He must provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. NWABUEZE CHUKWUEDOZ EZEIFE must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 2, 2012.

3. At the expiration of the period of probation, if NWABUEZE CHUKWUEDOZ EZEIFE has complied with all conditions of probation, the four-year period of stayed suspension will be satisfied and that suspension will be terminated.

NWABUEZE CHUKWUEDOZ EZEIFE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If NWABUEZE CHUKWUEDOZ EZEIFE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S202421**STOKES ON DISCIPLINE**

Recommended discipline imposed

The court orders that G. CAT STOKES, State Bar Number 112473, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. G. CAT STOKES is suspended from the practice of law for the first 90 days of probation;
2. G. CAT STOKES must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on March 12, 2012; and
3. At the expiration of the period of probation, if G. CAT STOKES has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

G. CAT STOKES must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

G. CAT STOKES must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S203075**BOURGET ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARC JULES BOURGET, State Bar Number 91848, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. MARC JULES BOURGET is suspended from the practice of law for the first 60 days of probation;
2. MARC JULES BOURGET must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 19, 2012; and
3. At the expiration of the period of probation, if MARC JULES BOURGET has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

MARC JULES BOURGET must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If MARC JULES BOURGET fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S203332**CALLENDER ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with charges pending of SUSAN ANGELA CALLENDER, State Bar Number 187501, as a member of the State Bar of California is accepted. If SUSAN ANGELA CALLENDER subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against her.

SUSAN ANGELA CALLENDER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may be considered in any future reinstatement proceeding.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

Werdegarr, J., was absent and did not participate.

S203562**SEYLER ON RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with disciplinary charges pending of CHRISTINE MADLAINE SEYLER, State Bar Number 171755, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) CHRISTINE MADLAINE SEYLER remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) She may move in the State Bar Court to be restored to active status, at which time the Office of Chief Trial Counsel may demonstrate any basis for her continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by CHRISTINE MADLAINE SEYLER to be restored to active status. Any return to active status will be conditioned on CHRISTINE MADLAINE SEYLER's payment of any dues, penalty payments, and restitution owed by her. The underlying disciplinary matter should proceed promptly. Werdegarr, J., was absent and did not participate.

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
OCTOBER 2, 2012**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald M. George State Office Complex, Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Tuesday, October 2, 2012.

TUESDAY, OCTOBER 2, 2012 — 9:00 A.M.

- | | | |
|-----|---------|---|
| (1) | S194501 | DiCampli-Mintz (Hope) v. County of Santa Clara et al. |
| (2) | S180890 | Jankey (Les) et al. v. Lee (Song Koo) etc. |
| (3) | S197694 | Estate of Giralдин (William A.); Giralдин (Christine) et al. v. Giralдин (Timothy) et al. |

1:30 P.M.

- | | | |
|-----|---------|--|
| (4) | S187680 | People v. Rodriguez, Jr. (Joe) |
| (5) | S191341 | People v. Sanders (Maurice D.) |
| (6) | S197283 | In re Cabrera (Elvin) on Habeas Corpus |

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

